

REMARKS

On September 12, 2005, the Examiner issued an Office Action containing an Election Requirement. The Office Action is defective in that the Examiner has ignored a Preliminary Amendment contained in the Patent Application Transmittal. Enclosed are copies of the Patent Application Transmittal and a Patent Office Date-Stamped Post Card.

In the Preliminary Amendment, claims 1-8, 16-18 and 20-22 are cancelled. These cancelled claims correspond with "Invention I." The Examiner indicates that claim 15 is part of Invention I. However, claim 15 depends on claim 14, which the Examiner acknowledges is part of Invention II. It is submitted that claim 15 is part of Invention II.

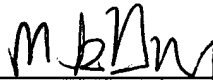
In view of the cancelled claims, applicants clearly wish to pursue Invention II in the present application. Within Invention II, applicant selects Species II-B.

If there are any questions regarding this response, such questions can be addressed by telephone to the undersigned. Otherwise, an early action on the merits is respectfully requested.

Respectfully submitted,

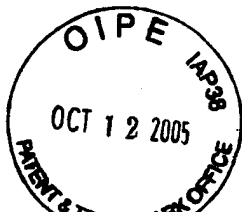
STAAS & HALSEY LLP

Date: Oct 12 2005

By: 
Mark J. Henry
Registration No. 36,162

1201 New York Ave, N.W., Suite 700
Washington, D.C. 20005
Telephone: (202) 434-1500

Facsimile: (202) 434-1501



S&H Form (10/03)

NEW APPLICATION FEE TRANSMITTAL		Attorney Docket No.	442.1033-D		
		Application Number			
		Filing Date	(concurrently)		
AMOUNT ENCLOSED	\$ 428.00	First Named Inventor	Hiroshi OKANO et al.		
FEE CALCULATION (fees effective 10/01/01)					
CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS	10 - 20 =	0	X \$ 18.00 =	\$ 0.00
	INDEPENDENT CLAIMS	4 - 3 =	1	X \$ 86.00 =	86.00
	MULTIPLE DEPENDENT CLAIMS (any number; if applicable)			+ \$290.00 =	
	BASIC FILING FEE				770.00
	Total of above				\$ 856.00
	Calculations =				
	Surcharge for late filing fee, Oath or Declaration (37 CFR 1.53(f)) (\$130.00)				
	Reduction by 50% for filing by small entity (37 CFR 1.27).				-428.00
	TOTAL FILING FEE =				\$ 428.00
	Surcharge for filing non-English language application (\$130.00; 37 CFR 1.52(d))				
	Recordation of Assignment (\$40.00; 37 CFR 1.21(h))				
	TOTAL FEES DUE =				\$ 428.00
METHOD OF PAYMENT					
<input checked="" type="checkbox"/> Check enclosed as payment.					
<input type="checkbox"/> Charge "TOTAL FEES DUE" to the Deposit Account No. below.					
<input type="checkbox"/> No payment is enclosed and no charges to the Deposit Account are authorized at this time (unless specifically required to obtain a filing date).					
GENERAL AUTHORIZATION					
<input checked="" type="checkbox"/> If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees necessary to:					
Deposit Account No.		19-3935			
Deposit Account Name		STAAS & HALSEY LLP			
<input checked="" type="checkbox"/> The Commissioner is also authorized to credit any overpayments or charge any additional fees required under 37 CFR 1.16 (filing fees) or 37 CFR 1.17 (processing fees) during the prosecution of this application, including any related application(s) claiming benefit hereof pursuant to 35 USC 120 (e.g., continuations/divisionals/CIPs under 37 CFR 1.53(b) and/or continuations/divisionals/CPAs under 37 CFR 1.53(d)) to maintain pendency hereof or of any such related application.					
SUBMITTED BY: STAAS & HALSEY LLP					
Typed Name	Mark J. Henry		Reg. No.	36,162	
Signature			Date	Oct. 17 2003	

©2001 Staas & Halsey LLP

Please Date Stamp and return

Fee Transmittal; 1.53(b) Continuation/Divisional Transmittal; Information Disclosure Statement and PTO-1449; Specification, Claims and Abstract (20 pages); Drawings (14 Sheets, Figs. 1-14); Copy of Declaration and Small Entity Declaration; CK for \$~~385~~
4-2-8

APPLICANT(S): Hiroshi OKANO et al.

SERIAL NO:

CONFIRMATION NO.

TITLE: CO-GENERATION SYSTEM AND A DEHUMIDIFICATION AIR-CONDITIONER

FILING DATE: (concurrently)

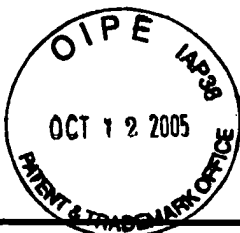
DOCKET NO: 442.1033-D/MJH:mf

DUE DATE:

COPY

22278 U.S. PTO
10/686711





S&H Form: PTO/SB/05 (2/02)

**CONTINUING
(1.53(b)) UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for continuing applications under 37 CFR 1.53(b))

Attorney Docket No.
442.1033-DFirst Named Inventor:
Hiroshi OKANO et al.Title: CO-GENERATION SYSTEM AND A
DEHUMIDIFICATION AIR-CONDITIONER

Express Mail Label No.

**APPLICATION
ELEMENTS**See MPEP chapter 600
concerning utility
patent application contents.**ADDRESS TO:****Commissioner for Patents
Box Patent Application
PO Box 1450
Alexandria, VA 22313-1450**

- COPY**
1. ☒ Fee Transmittal Form
 2. ☒ Specification, Claims & Abstract..... [Total Pages: 20]
 3. ☒ Drawing(s) (35 USC 113)..... [Total Sheets: 14] [FIGS. 1-14]
 4. ☒ Oath or Declaration..... [Total Pages: 2]
 - a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from a prior application (37 CFR 1.63(d))
 5. ☐ This application is filed by fewer than all the inventors named in the prior nonprovisional application.
 - a. ☐ DELETE the following inventor(s) named in the prior nonprovisional application:
 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
 6. ☒ Verified Statement Claiming Small Entity Status
 7. ☒ Incorporation by Reference (usable if Box 4b is checked)
The entire disclosure of the prior application (identified in Item 21), from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
 8. ☒ Applicant claims foreign priority benefit to:
Japanese Application 2000-333463 filed October 31, 2000;
Japanese Application 2000-291591 filed September 26;
Japanese Application 2001-58966 filed March 2, 2001
 9. ☐ Application Data Sheet. See 37 C.F.R. 1.76
 10. ☐ CD-Rom or CD-R in duplicate, large table or Computer Program (Appendix)
 11. ☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. ☐ Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statement verifying identity of above copies
 12. ☒ Assignment to SEIBU GIKEN CO, LTD. of Fukuoka, Japan at Reel 012394, Frame 0489
☒ for publication of assignee information under 37 CFR 1.215(b)

ACCOMPANYING APPLICATION PARTS

13. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
14. ☐ English Translation Document (if applicable)
15. ☒ Foreign priority benefit under 35 U.S.C. §119 is claimed.
 - a. ☒ Certified Copy of Priority Document(s) filed in prior application No. 09/962,221.
 - b. ☐ Certified Copy of Priority Document(s) enclosed.
 - c. ☐ Certified Copy of Priority Document(s) to follow.
16. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
17. ☒ Preliminary Amendment
 - a. ☐ enclosed herewith.
 - b. ☒ incorporated herein (see Box 21).
18. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
19. ☐ Request and Certification for Nonpublication under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent
20. ☐ Other:

21. CONTINUING APPLICATION, check appropriate box and supply the requisite information below:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of prior application No: 09/962,221, filed September 26, 2001.

Prior application information: Examiner: Tae Jun KIM
Group/Art Unit: 3747


Preliminary Amendment:

- ☒ Cancel in this application original claims 1-8, 16-18 and 20-22 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
- ☒ Amend the specification by inserting before the first line the sentence:--This application is a divisional of application number 09/962,221, filed September 26, 2001, now pending.--

22. NEW CORRESPONDENCE ADDRESS CUSTOMER NO. 21,171**21171**

PATENT TRADEMARK OFFICE

23. SIGNATURE OF ATTORNEY OR AGENT

NAME	Mark J. Henry	REGISTRATION NO.	36,162
SIGNATURE		DATE	Oct. 17, 2003